

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT SOUTH CAROLINA
COLUMBIA DIVISION**

DISABILITY RIGHTS SOUTH
CAROLINA, ABLE SOUTH
CAROLINA, AMANDA McDOUGALD
SCOTT, individually and on behalf of
P.S., a minor; MICHELLE FINNEY,
individually and on behalf of M.F., a
minor; LYUDMYLA TSYKALOVA,
individually and on behalf of M.A., a
minor; EMILY POETZ, individually and
on behalf of L.P., a minor; SAMANTHA
BOEVERS, individually and behalf of
P.B., a minor; TIMICIA GRANT,
individually and on behalf of E.G., a
minor; CHRISTINE COPELAND,
individually and on behalf of L.C., a
minor; HEATHER PRICE, individually
and on behalf of H.P., a minor; and
CATHY LITTLETON, individually and
on behalf of Q.L., a minor,

Plaintiffs,

v.

HENRY McMASTER, in his official
capacity as Governor of South Carolina;
ALAN WILSON, in his official capacity as
Attorney General of South Carolina;
MOLLY SPEARMAN, in her official
capacity as State Superintendent of
Education; GREENVILLE COUNTY
SCHOOL DISTRICT; HORRY COUNTY
SCHOOL DISTRICT; LEXINGTON
COUNTY SCHOOL DISTRICT ONE;
OCONEE COUNTY SCHOOL DISTRICT;
DORCHESTER COUNTY SCHOOL
DISTRICT TWO; CHARLESTON
COUNTY SCHOOL DISTRICT; and
PICKENS COUNTY SCHOOL
DISTRICT,

Defendants.

Case No. 3:21-cv-02728-MGL

**CONSENT MOTION TO STAY
CONFERENCE AND SCHEDULING
ORDER DEADLINES AND
PENDING BRIEFING DEADLINES**

On November 8, 2021, counsel for the parties held a Rule 26(f) Conference, during which all parties agreed to ask the Court to stay the remaining deadlines set forth in the Conference and Scheduling Order as well as all pending briefing deadlines in light of Defendants Henry McMaster and Alan Wilson's appeal of the Court's Order Granting Plaintiffs' Motion for Preliminary Injunction (Dkt. No. 80) to the Fourth Circuit Court of Appeals, Case No. 21-2070, until the Fourth Circuit has ruled on the appeal. A stay of these deadlines will conserve judicial resources and allow the parties to determine the relevant scope of discovery.

Accordingly, pursuant to Rule 6(b) of the Federal Rules of Civil Procedure and Local Civil Rule 6.01, the parties respectfully move this Court for a stay of the following deadlines:

- a. all remaining deadlines set forth in the Conference and Scheduling Order (Dkt. No. 104);
- b. the deadline for Plaintiffs' Response to Defendant Alan Wilson's Motion to Dismiss (Dkt. No. 113) and Defendant Wilson's Reply; and
- c. the deadline for Defendant Henry McMaster's Reply to Plaintiffs' Response in Opposition to Defendant McMaster's Motion to Dismiss (Dkt. No. 116).

Upon resolution of the State Defendants' appeal of the Court's Order, the parties will confer and submit a new proposed schedule for the deadlines above.

November 10, 2021

Respectfully submitted,

WE SO MOVE:

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